



PATENT  
Attorney Docket No. 48972.830001.US0  
Express Mail No. EV268508304US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Hayden et al.

Examiner: Unknown

Serial No. 10/735,596

Art Unit: Unknown

Filed: December 12, 2003

For: SPORTS SHAFT

PETITION TO MAKE SPECIAL IN VIEW OF INFRINGING PRODUCT

Mail Stop: AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313

Sir:

This Petition to Make Special is in response to infringing products currently being, sold, offered for sale, used, or made in the United States of lacrosse shafts that infringe on one or more claims of the above referenced patent application. In support of this petition, the applicants make the following statements:

- Infringing product has been observed for sale, offered for sale, used, or made;
- A rigid comparison of the infringing product has been made and the infringing product reads on at least application claims 16, 17, 21, 23, 24, 25, 27, 28, 31, 33, and 34.
- A careful and thorough search of the prior art has been made, the references for the search are submitted herewith.

In view of the above, the applicants respectfully request that this application be made special. A petition fee of \$130.00 is included herewith.

09/01/2004 WADLER1 00000093 082623 1073596  
01 FC:1460 130.00 DA

If there are fees due under 37 U.S.C. §§ 1.16 or 1.17 which are not otherwise accounted for, please charge our Deposit Account No. 08-2623.

Respectfully submitted,



Date: August 27 2004

Brian Kinnear  
Registration No. 43,717  
ATTORNEY FOR APPLICANTS

HOLLAND & HART LLP  
555 17<sup>th</sup> Street, Suite 3200  
Post Office Box 8749  
Denver, Colorado 80201-8749  
Telephone: (303) 295-8170  
Facsimile: (303) 295-8261

3271741\_1.DOC